

## **REMARKS**

### **1. Summary of Office Action**

In the Office Action mailed April 6, 2007, the Examiner indicated that the application contains claims directed to the following patentably distinct species:

A) Detecting a lead-in or lead-out opportunity and placing such an ad (claims 2, 3, 14, 15);

B) Detecting a quick-skip opportunity and placing such an ad (claims 4, 16); and

C) Detecting a transition and placing such an ad (claims 5, 6, 17).

The Examiner indicated Applicant is required to elect a single disclosed species for prosecution on the merits. The Examiner indicated claims 1, 7-13, and 18-20 are generic.

### **2. Election of Claims**

In response to the Office Action mailed April 5, 2007, Applicant elects Group A, i.e., claims 2, 3, 14, and 15.

### **3. Amendments and Pending Claims**

Applicant has withdrawn claims 4-6, 16, and 17. Now pending in this application are claims 1-3, 7-15, and 18-20.

### **4. Payment of Fees**

Applicant believes that no fee is required. However, should any fee be required under 37 C.F.R. §§ 1.16-1.21, the Patent Office is hereby authorized to charge such fee to Deposit Account No. 13-2490.

Additionally, the Commissioner is hereby generally authorized under 37 C.F.R. § 1.136(a)(3) to treat any future reply in this or any related application filed pursuant to 37

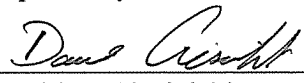
C.F.R. § 1.53 requiring an extension of time as incorporating a request therefore, and the Commissioner is hereby specifically authorized to charge Deposit Account 13-2490 for any fee that may be due in connection with such a request for an extension of time.

**5. Conclusion**

Applicant respectfully requests the Examiner to enter this election of claims.

Respectfully submitted,

Dated: May 1, 2007

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